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29 June-31 July 1992
SOCIAL COMMITTEE
Agenda item 17

HUMAN RIGHTS QUESTIONS

Madagascar*: draft resolution

Allegations regarding infringements of trade union rights

The Economic and Social Council,

Having considered the report of the Fact-finding and Conciliation Commission on Freedom of Association concerning South Africa 1/ referred to it by the International Labour Office, pursuant to Council resolution 1991/37 of 31 May 1991,

Noting with satisfaction the findings, conclusions and recommendations contained therein, and with specific reference to paragraph 748, clauses 13, 14 and 15 of the report,

1. Requests the Secretary-General to invite the Government of South Africa to report, no later than 31 December 1992, on the measures which it has taken to give effect to the recommendations contained in the said report, and thereafter at yearly intervals until the Economic and Social Council is satisfied that the said recommendations have been implemented;

2. Further requests the Secretary-General to refer the Government's reports on this matter to the International Labour Office with the request

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* On behalf of the African States that are members of the Economic and Social Council.

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that the latter transmit to the Council its advice and comments stemming from examination of the said reports;

3. Takes note of the request of the Government of South Africa that the International Labour Office provide technical assistance and advice to the Government, and to labour and management organizations of South Africa, in respect of the recasting of that country's labour laws and invites the International Labour Office to comply with this request and to inform the Council of actions taken in this regard in the context of an annual report to the United Nations.

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IMPLEMENTATION OF THE PROGRAMME OF ACTION FOR THE SECOND DECADE TO COMBAT RACISM AND RACIAL DISCRIMINATION

Madagascar*: draft resolution

Implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination

The Economic and Social Council,

Recalling its resolution 1991/2 of 29 May 1991,

Reaffirming the purpose set forth in the Charter of the United Nations of achieving international cooperation in solving international problems of an economic, social, cultural or humanitarian character and in promoting and encouraging respect for human rights and fundamental freedoms for all, without distinction as to race, sex, language or religion,

Recalling the proclamation by the General Assembly, in its resolution 38/14 of November 1983, of the Second Decade to Combat Racism and Racial Discrimination,

Recalling also the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination, approved by the General Assembly in its resolution 38/14 and contained in the annex thereto, to achieve the objectives of the Second Decade,

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* On behalf of the African States that are members of the Economic and Social Council.

Reaffirming the plan of activities for the period 1990-1993, to be implemented by the Secretary-General in accordance with General Assembly resolution 42/47 of 30 November 1987, to which it is annexed, and recalling the activities that were proposed for the period 1985-1989,

Conscious of the responsibility conferred upon it by the General Assembly for coordinating and, in particular, evaluating the activities undertaken in the implementation of the Programme of Action for the Second Decade,

Bearing in mind, in particular, its mandate under General Assembly resolution 41/94 of 4 December 1986 to submit to the Assembly, during the period of the Second Decade, annual reports on the activities undertaken or contemplated to achieve the objectives of the Second Decade,

Having examined the report of the Secretary-General on the implementation of the Programme of Action for the Second Decade, 1/

Noting that despite the efforts of the international community, the principal objectives of the first Decade for Action to Combat Racism and Racial Discrimination and the first years of the Second Decade have not been attained, and that millions of human beings continue to be victims of varied forms of racism, racial discrimination and apartheid,

Noting with deep concern that the Government of South Africa has failed to take effective measures to halt violence in the country, thus entailing further aggravation of tension and loss of human life,

Bearing in mind the Declaration on Apartheid and its Destructive Consequences in Southern Africa, adopted by the General Assembly, in its resolution S-16/1 of 14 December 1989 and contained in the annex thereto,

Noting with deep concern the decision of certain Governments to relax the existing measures even before apartheid is eradicated and a non-racial democratic society is established in South Africa,

Deeply concerned about the prevalence of racism and racial tensions as well as the rising tide of xenophobia,

Stressing the need to continue the coordination of activities undertaken by various United Nations bodies and specialized agencies for the purpose of implementing the Programme of Action for the Second Decade,

1. Reaffirms the importance of achieving the objectives of the Second Decade to Combat Racism and Racial Discrimination;

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2. Takes note with appreciation of the report of the Secretary-General on the implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination, in particular the recommendations contained therein;

3. Urges the South African Government to exercise its responsibilities to end the violence in that country and thus sustain the emerging political climate, which has the potential to create conditions that are conducive to the abolition of the system of apartheid;

4. Calls upon Governments to encourage positive change in South Africa based on the guidelines set out in the Declaration on Apartheid and its Destructive Consequences in Southern Africa, in particular by [illegible] existing measures against South Africa until there is clear evidence of profound and irreversible change;

5. Requests the Secretary-General to continue with the implementation of the activities for the period 1990-1993, and further requests him to continue to accord the highest priority to measures to combat apartheid;

6. Invites all Governments to take or continue to take all necessary measures to combat all forms of racism and racial discrimination and to support the work of the Second Decade by making contributions to the Trust Fund for the Programme for the Decade for Action to Combat Racism and Racial Discrimination, in order to ensure further implementation of the activities for the Second Decade;

7. Calls upon all Member States to consider signing and ratifying or acceding to the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families 2/ as a matter of priority and expresses hope that it will enter into force at an early date;

8. Also welcomes the proclamation of the International Year for the World's Indigenous People by the General Assembly in its resolution 45/164 of 18 December 1990;

9. Reaffirms the need to continue giving particular attention to the specific activities of the Programme of Action for the Second Decade that are directed towards the elimination of apartheid, which is the most destructive and vicious form of institutionalized racism;

10. Also reaffirms the importance of public information activities in combating racism and racial discrimination and in mobilizing public support for the objectives of the Second Decade, and commends the efforts of the Coordinator for the Second Decade to Combat Racism and Racial Discrimination;

2/ General Assembly resolution 45/158, annex.

11. Requests the Secretary-General to ensure the effective and immediate implementation of the activities proposed for the first half of the Second Decade that have not yet been undertaken;

12. Also requests the Secretary-General, in his reports, to continue to pay special attention to the situation of migrant workers and members of their families;

13. Reaffirms the need for continued coordination of the full range of programmes being implemented by the United Nations system as they relate to the objectives of the Second Decade;

14. Recommends to the General Assembly to proclaim in 1993 a third decade to combat racism and racial discrimination;

15. Requests the Secretary-General to prepare a draft programme of action for the third decade and submit it to the General Assembly at its forty-seventh session, taking into account, inter alia, the elements of the Programme of Action for the Second Decade which have not yet been completed;

16. Decides to continue to accord the highest priority to the agenda item entitled "Implementation of the Programme of Action for the Second Decade to Combat Racism and Racial Discrimination".